

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>IN RE: CHOCOLATE</b>	:	<b>MDL DOCKET NO. 1935</b>
<b>CONFECTIONARY ANTITRUST</b>	:	<b>(Civil Action No. 1:08-MDL-1935)</b>
<b>LITIGATION</b>	:	
<hr/>	:	<b>(Judge Conner)</b>
	:	
<b>THIS DOCUMENT APPLIES TO:</b>	:	
	:	
<b>ALL CASES</b>	:	

**ORDER**

AND NOW, this 20th day of January, 2010, upon consideration of the motion (Doc. 726) to dismiss pursuant to Rule 12(b)(1), filed by defendant Hershey Canada, Inc., the motion (Doc. 731) to compel the production of pricing, sales, and marketing documents from plaintiffs, filed by defendants, and the motion (Doc. 733) to compel Mars, Inc. to produce responsive documents from the files of its wholly-owned subsidiary, Mars Canada, Inc., filed by plaintiffs, and for the reasons set forth by the court on the record at the hearing on January 19, 2010, it is hereby ORDERED that:

1. The motion (Doc. 726) to dismiss pursuant to Rule 12(b)(1) is DENIED.
2. The motion (Doc. 731) to compel the production of pricing, sales, and marketing documents from plaintiffs is DENIED.
3. The motion (Doc. 733) to compel Mars, Inc. to produce responsive documents from the files of its wholly-owned subsidiary, Mars Canada, Inc. is GRANTED. See FED. R. CIV. P. 34.

S/ Christopher C. Conner  
CHRISTOPHER C. CONNER  
United States District Judge